HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.1397 of 2007

Dated:13.02.2007

Between:

Kotlakari Narayana and others.

...Petitioners.

and

The Assistant Director of Animal Husbandry, Jogipet and others.

...Respondents

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.1397 of 2007

ORDER:

The petitioners state that they submitted an application, dated 30.09.2006, to the 4th respondent-Society, with a request to admit them as members. The 1st respondent, the Assistant Director of Animal Husbandry, is also stated to have addressed letters, dated 4.10.2006, 16.10.2006 and 30.10.2006, with a direction to the 4th respondent to admit the petitioners and other eligible persons as members. The grievance of the petitioners is that despite the directions issued by the 1st respondent, the 4th respondent did not admit them as members and they seek necessary directions in this regard.

Heard the learned counsel for the petitioners and the learned counsel for the respondents.

The Andhra Pradesh Co-operative Societies Act, 1964 (for short "the Act"), the Rules made thereunder and the Byelaws of the 4th respondent-Society contain the relevant provisions dealing with the admission of new members into the

Society. Even if the application is rejected by the Society, the petitioners have their remedy by way of appeal, revision etc. Further, the 2nd respondent can take necessary steps to ensure that eligible members are admitted by the 4th respondent-Society. This Court cannot give any positive directions as to the eligibility or otherwise of the petitioners.

Hence, the Writ Petition is disposed of, directing the 2nd respondent to ensure that the application submitted by the petitioners seeking membership into the 4th respondent-Society, is dealt with in accordance with law. In case, the 4th respondent-Society passed any order rejecting the application, it shall be open to the petitioners to pursue their further remedies under the Act. There shall be no order as to costs.

Dt.13.02.2007
L.NARASIMHA REDDY, J

GJ

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